

1 Lee Stein (#012368)
 2 Lee@mitchellsteincarey.com
 3 Barry Mitchell (#013975)
 4 Barry@mitchellsteincarey.com
 5 MITCHELL | STEIN | CAREY, PC
 6 One Renaissance Square
 7 2 North Central, Suite 1900
 8 Phoenix, Arizona 85004
 9 Telephone: (602) 358-0292
 10 Facsimile: (602) 358-0291
 11 Attorneys for Defendants Chief Deputy Gerard
 12 Sheridan and Captain Steven Bailey

13 UNITED STATES DISTRICT COURT

14 DISTRICT OF ARIZONA

15	United States of America,)	No. 2:16-CR-01012-SRB
16)	
17	Plaintiffs,)	NOTICE RE TOLLING OF
18)	STATUTE OF LIMITATIONS
19	v.)	
20)	
21	Joseph M. Arpaio, Steven R. Bailey,)	
22	Michelle Iafrate, and Gerard Sheridan,)	
23)	
24	Defendants.)	
25)	

26 In order that the Court may consider whether the one-year statute of limitations
 27 applicable to 18 U.S.C. § 402, found at 18 U.S.C. § 3285, has already run, Chief Deputy
 28 Gerard Sheridan and Captain Steven Bailey agree to the Court’s suggestion that the one-
 year statute of limitations be tolled effective October 11, 2016, and remain tolled until
 such time as the Court issues a ruling on whether the one-year statute of limitations has
 run and has not been tolled, with respect to the criminal contempt referral of Chief
 Deputy Sheridan and Captain Bailey described in the Court’s Order re Criminal
 Contempt (Doc. 1792). Chief Deputy Sheridan and Captain Bailey believe the applicable
 statute of limitations has already run. In agreeing to the tolling of the statute of limitations



1 described in 18 U.S.C. § 3285, Chief Deputy Sheridan and Captain Bailey do not waive
2 any other defenses or arguments.

3
4 RESPECTFULLY SUBMITTED this 11th day of October, 2016.

5 MITCHELL | STEIN | CAREY, PC

6 By: /s/ Lee Stein
7 Attorneys for Chief Deputy Gerard Sheridan
8 and Captain Steven Bailey
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I certify that on this 11th day of October, 2016, I electronically transmitted a PDF version of this document to the Clerk of Court, using the CM/ECF System, for filing and for transmittal of a Notice of Electronic Filing to the following attorneys of record:

John Dixon Keller
John.Keller2@usdoj.gov
US Dept of Justice-Public Integrity Section
10th & Constitution Avenue
Washington, DC 20530

Victor R. Salgado
Victor.salgado@usdoj.gov
US Dept of Justice-Public Integrity Section
1400 New York Avenue, NW, 12th Floor
Washington, DC 20005
Attorneys for Plaintiff

Andrew Melvin McDonald, Jr.
melmcdonald2@gmail.com
Joseph John Popolizio
jpopolizio@jshfirm.com
Justin Michael Ackerman
jackerman@jshfirm.com
Jones Skelton & Hochuli PLC
40 N Central Ave., Ste. 2700
Phoenix, AZ 85004
Attorneys for Joseph M. Arpaio

Dale A. Danneman
ddanneman@lrrlaw.com
Lewis Roca Rothgerber Christie LLP
201 East Washington Street, Ste. 1200
Phoenix, AZ 85004
Attorneys for Michele M. Iafrate

/s/ Julie Greenwood